

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
CHIEF JUDGE WILEY Y. DANIEL

Courtroom Deputy: Robert R. Keech Date: March 19, 2009  
E.C.R./Reporter: Therese Lindblom

Civil Action No: **08-cv-01852-WYD-KMT** Counsel:

**PAUL OTENG,** John S. Lopatto, III

Plaintiff,

v.

**GOLDEN STAR RESOURCES, LTD. et al.** Tom McNamara

## Defendants.

## COURTROOM MINUTES

**HEARING ON DEFENDANTS' MOTION TO DISMISS and DEFENDANTS' MOTION FOR COSTS, INCLUDING ATTORNEYS' FEES, AND FOR STAY OF PROCEEDINGS**

2:35 p.m. Court in Session

APPEARANCES OF COUNSEL.

## Court's opening remarks.

Defendants' Motion to Dismiss [doc. #13], filed November 6, 2008, is raised for argument.

2:39 p.m. Argument by Plaintiff (Mr. Lopatto).

2:53 p.m. Argument by Defendants (Mr. McNamara).

3:27 p.m. Argument by Plaintiff (Mr. Lopatto).

4:02 p.m. Argument by Defendants (Mr. McNamara).

4:05 p.m. Argument by Plaintiff (Mr. Lopatto).

4:09 p.m. Argument by Defendants (Mr. McNamara).

Defendants' Motion for Costs, Including Attorney Fees, and for Stay of Proceedings Pursuant to Fed. R. Civ. P. 41(d) [doc. #20], filed November 11, 2008, is raised for argument.

4:09 p.m. Argument by Defendants (Mr. McNamara).

4:13 p.m. Argument by Plaintiff (Mr. Lopatto).

**ORDERED:** Defendants' Motion to Dismiss [doc. #13], filed November 6, 2008, is **TAKEN UNDER ADVISEMENT**.

**ORDERED:** Defendants' Motion for Costs, Including Attorney Fees, and for Stay of Proceedings Pursuant to Fed. R. Civ. P. 41(d) [doc. #20], filed November 11, 2008, is **TAKEN UNDER ADVISEMENT**.

Court indicates a written order will follow.

**4:15 p.m.** Court in Recess - HEARING CONCLUDED

**TOTAL TIME: 1:40**